I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 11, 2005



Docket No.: 27702/10046A

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Stephen O'Rourke et al.

Application No.: 10/616,658

Confirmation No.: 9960

(Richard H. Anderson)

Filed: July 10, 2003

Art Unit: 1711

For: LOW POLARITY DIMERATE AND

TRIMERATE ESTERS AS PLASTICIZERS

FOR ELASTOMERS

Examiner: U. K. Rajguru

## DECLARATION OF GARY WENTWORTH, STEPHEN E. O'ROURKE AND KIMBERLY L. STEFANISIN UNDER 37 C.F.R. §1.132

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

We, Gary Wentworth, Stephen E. O'Rourke and Kimberly L. Stefanisin, hereby state as follows:

- We are named co-inventors of the subject matter claimed in the above-1. identified patent application (hereafter, "the patent application"), as well as the parent provisional patent application Serial No. 60/396,453, filed July 17, 2002. We are familiar with the contents of the patent application.
- 2. We make this declaration for the purpose of providing facts relating to U.S. Patents No. 6,858,664 B2 and 6,884,832 B2 having filing (102(e)) dates of May 9, 2003 and May 10, 2002, respectively, of which we are also named co-inventors.
- 3. The portions of the disclosure of US 6,858,664 B2 and 6,884,832 B2, which relate to the combination of polymers with esters of formula I, II, III, IV or

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combination thereof, originated with us. Accordingly, we are co-inventors of the combination of polymers and esters disclosed in US 6,858,664 B2 and 6,884,832 B2.

4. We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18. U.S.C. §1001 and that such willful false statements may jeopardize the validity of the above-referenced patent application and any patent issued therefrom.

Dated:

By:

Gary Wentwort

Stephen E. O'Rourk

Kimberly L. Stefanisin